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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

CHUONG MINH LUONG,

Petitioner - Appellant,

v.

JOSEPH WOODRING, Warden,

Respondent - Appellee.

No. 07-55989

D.C. No. CV-06-01879-DDP

MEMORANDUM<sup>\*</sup>

Appeal from the United States District Court  
for the Central District of California  
Dean D. Pregerson, District Judge, Presiding

Submitted February 18, 2009<sup>\*\*</sup>

Before: BEEZER, FERNANDEZ, and W. FLETCHER, Circuit Judges.

Federal prisoner Chuong Minh Luong appeals pro se from the district court's order denying his 28 U.S.C. § 2241 petition. We have jurisdiction pursuant

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<sup>\*</sup> This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

<sup>\*\*</sup> The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

to 28 U.S.C. § 2253, and we affirm.

Luong contends that the Bureau of Prisons erred by declining to give him credit toward his federal sentence for the time that he served in custody following his transfer from state to federal authorities, pursuant to a writ of habeas corpus *ad prosequendum*. This contention fails. *See* 18 U.S.C. § 3585(b); *see also Taylor v. Reno*, 164 F.3d 440, 444-45 (9th Cir. 1998); *Thomas v. Brewer*, 923 F.2d 1361, 1366-67 (9th Cir. 1991).

**AFFIRMED.**